

DISCLAIMER

This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JUNE 10, 2002

APPLICATION OF
XO VIRGINIA, L.L.C.

CASE NO. PUC-2002-00071

For limited waivers of price
ceilings for directory
assistance and request for
expedited review

ORDER GRANTING MOTION

On May 21, 2002, the State Corporation Commission ("Commission") issued an Order Prescribing Notice and Inviting Comments and/or Requests for Hearing in the above-referenced matter. Among other things, that Order required XO Virginia, L.L.C. ("XO" or the "Company"), to provide notice to its customers of its application for limited waivers of price ceilings for directory assistance services on or before June 1, 2002. Interested parties were directed to file any comments and/or requests for hearing with the Clerk of the Commission on or before June 17, 2002.

On June 6, 2002, the Company filed a motion to extend the deadline for notice to June 10, 2002, and the deadline for comments and/or requests for hearing to June 27, 2002. In support of its motion, XO states that due to timing errors the

Effective April 9, 2002, the new Case Management System requires that the case number format for all Commission orders change from, e.g., PUE010663 to the following: PUE-2001-00663.

Company was unable to publish notice on June 1, 2002. XO indicates that the Company has made arrangements to publish notice of its application on June 10, 2002.

NOW THE COMMISSION, upon consideration of this motion, is of the opinion and finds that XO's motion should be granted and that our May 21, 2002, Order Prescribing Notice and Inviting Comments and/or Requests for Hearing should be modified as follows below.

Accordingly, IT IS ORDERED THAT:

(1) On or before June 10, 2002, XO shall cause notice of its application to be published once in newspapers of general circulation in the Applicant's service territory. At a minimum, the notice shall contain the following:

NOTICE OF XO VIRGINIA, L.L.C. OF ITS
APPLICATION FOR LIMITED WAIVERS OF PRICE
CEILINGS FOR DIRECTORY ASSISTANCE AND
REQUEST FOR EXPEDITED REVIEW
CASE NO. PUC-2002-00071

On April 9, 2002, XO Virginia, L.L.C. ("XO" or the "Applicant") filed with the State Corporation Commission ("Commission") an Application for Limited Waivers of Price Ceilings for Directory Assistance and Request for Expedited Review. The Applicant requests the Commission to waive the price ceilings, as set forth in 20 VAC 5-400-180 D 3 d of the Commission's Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules"), for Directory Assistance and Call Completion.

XO asserts that its Directory Assistance service differs from that of the

incumbent in that: (a) XO automatically provides Call Completion to customers using its Directory Assistance service at no additional charge; and (b) XO's Directory Assistance may be used to access national numbers for the same price as for local numbers.

If granted these waivers, XO would be allowed to increase prices for its Directory Assistance with Call Completion service. However, notice of any subsequently proposed increase would have to be provided in advance to customers.

The Commission invites interested parties to comment or request a hearing on XO's application. Comments or requests for hearing should be addressed to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219. Such comments or requests for hearing shall refer to Case No. PUC-2002-00071 and must be filed on or before June 27, 2002.

Copies of XO's application and the Commission's Order in this case may be obtained by contacting Renardo L. Hicks, XO Virginia, L.L.C., 925 Berkshire Boulevard, Wyomissing, Pennsylvania 19610. Copies are also available for public inspection during regular business hours at XO's office at 8613 Lee Highway, Suite 200, Fairfax, Virginia 22031 or in the Commission's Document Control Center, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219.

XO VIRGINIA, L.L.C.

(2) On or before June 27, 2002, interested parties may file written comments and/or requests for hearing on XO's application with Joel H. Peck, Clerk, State Corporation

Commission, c/o Document Control Center, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219. Such comments or requests for hearing shall refer to Case No. PUC-2002-00071. Any request for hearing shall state why the issues raised cannot be adequately addressed in written comments. If no sufficient request for hearing is received, the Commission may consider XO's application based upon the papers filed therein without convening a hearing at which oral testimony is received. Copies shall also be served on XO at Renardo L. Hicks, XO Virginia, L.L.C., 925 Berkshire Boulevard, Wyomissing, Pennsylvania 19610.

(3) All other provisions of our May 21, 2002, Order Prescribing Notice and Inviting Comments and/or Requests for Hearing shall remain in effect.

(4) This case is continued generally.